

KCC 4931
K-C 18,579
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Timothy Blenke, et al. Art Unit 1773
Serial No. 10/743,174
Filed December 22, 2003
Confirmation No. 7750
For: LAMINATED ABSORBENT PRODUCT WITH ULTRASONIC BOND
Examiner Monique Jackson

November 10, 2005

TERMINAL DISCLAIMER TO OBTAIN PROVISIONAL DOUBLE
PATENTING REJECTIONS OVER PENDING SECOND APPLICATIONS

TO THE COMMISSIONER FOR PATENTS,

SIR:

The owner, Kimberly-Clark Worldwide, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimers filed prior to the grant of any patents granted on pending second Application Numbers 10/2250,951, filed on September 30, 2002, 10/743,222, filed on December 22, 2003, 10/744,332, filed on December 22, 2003, and 10/945,239, filed on September 20, 2004, of any patents on the pending second applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patents granted on the second applications are commonly owned. This agreement runs

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with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patents granted on the second applications, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. [] For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of organization

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or

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imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney of record.

11-10-05

Date



Signature

Christopher M. Goff
Typed or Printed Name

The Commissioner is hereby authorized to charge the Terminal Disclaimer fee under 37 CFR 1.20(d) and any underpayment to Deposit Account No. 19-1345.

PTO suggested wording for terminal disclaimer was

unchanged

changed

Terminal Disclaimer includes two co-pending patent applications combined into this single terminal disclaimer as allowed under M.P.E.P. §804.02.

Fee not included, should be charged to Deposit Account No. 19-1345.

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TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

TO THE COMMISSIONER FOR PATENTS,

SIR:

The owner, Kimberly-Clark Worldwide, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,774,069. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the

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prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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